

DISTRICT ATTORNEY
REQUEST THAT LAW ENFORCEMENT CONDUCT
A REVIEW OF ITS FILES FOR
POSSIBLE *BRADY* DOCUMENTS

The Office of the Los Angeles County District Attorney has determined that the following employees of your department may be material witnesses in:

People v. _____
Case # _____

Therefore, it is requested that _____ review any files in your agency in order to locate any possible *Brady* documents for:

Brady is information or evidence that: (1) impeaches a prosecution witness; or (2) tends to exonerate a defendant. Evidence of conduct involving dishonesty or improper use of force or tending to show bias, which occurs in the course of exercising peace officer powers (pursuant to P.C. section 830.1) and while interacting with the public or when engaging in investigatory functions, may be deemed *Brady* documents.

We are NOT seeking unsubstantiated allegations of misconduct.

If no *Brady* documents are located for any of the above-listed employees, please so indicate on this form and return it to:

Head Deputy or Deputy-in-Charge _____
at _____
on or before _____

If *Brady* documents do exist for any of the above-listed employees, please identify the name, ID number and employment status of any such employee on this form and return it as indicated above.

ONLY INDICATE THE EXISTENCE OF POSSIBLE *BRADY* DOCUMENTS ON THIS FORM. DO NOT RETURN OR DISCLOSE ANY DOCUMENTS.

Thereafter, the District Attorney's Office will file a motion requesting that your department bring any possible *Brady* documents to court. Procedures set forth in Evidence Code sections 1043-1047 will be followed. The court will review any documents *in camera* in order to decide whether to release any possible *Brady* documents to both the prosecution and defense.

The obligation to provide *Brady* documents is ongoing. If your department receives any new *Brady* document regarding your above-listed employees, notify Head Deputy or Deputy-in-Charge _____ immediately.

Date

Deputy District Attorney

_____ No document reasonably foreseen as constituting *Brady* documents exists for any of the above-named employees.

_____ Possible *Brady* documents exist for the following employees:

Date

Name - Print

Signature

ID Number

Telephone Number

GUIDELINES

Examples of possible impeachment evidence of a material witness include but are not limited to:

1. False reports by a prosecution witness.
2. Pending criminal charges against a prosecution witness.
3. Parole or probation status of the witness.
4. Evidence contradicting a prosecution witness' statements or reports.
5. Evidence undermining a prosecution witness' expertise.
6. A finding of misconduct by a Board of Rights or Civil Service Commission that reflects on the witness' truthfulness, bias or moral turpitude.
7. Evidence that a witness has a reputation for untruthfulness.
8. Evidence that a witness has a racial, religious or personal bias against the defendant individually or as a member of a group.
9. Promises, offers or inducements to the witnesses, including a grant of immunity.
10. An employee presently under suspension.